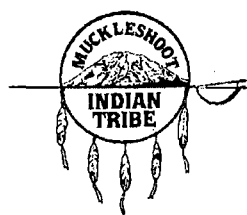
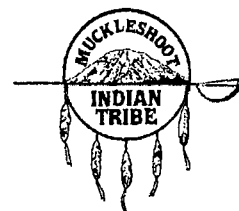


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MUCKLESHOOT INDIAN TRIBE
Fisheries Division

39015 - 172nd Avenue SE • Auburn, Washington 98092-9763
Phone: (253) 939-3311 • Fax: (253) 931-0752



30 June 2011

Mr. Shawn Blocker
Environmental Protection Agency, Region 10
1200 Sixth Avenue, Suite 900, Mail Stop AWT-121
Seattle, WA 98101

re: Comments on the Draft Final Engineering Evaluation/Cost Analysis (EE/CA) for the Jorgensen Forge facility on the Duwamish River

Dear Mr. Blocker,

The Habitat Program has conducted a technical review of the above-referenced EE/CA. As you know, the Muckleshoot Indian Tribe's Usual and Accustomed Fishing Grounds includes all of the aquatic area that is the focus of the Jorgensen Forge sediment cleanup. This portion of the Duwamish River encompasses important locations where the Tribe exercises its federally-adjudicated fishing rights. Adequate cleanup of this site is a necessary step for the protection of the health of tribal fishers exercising their treaty rights in this area and for the protection of the aquatic ecosystem, which contributes to the health of the fishery itself.

Upon general review of the document, we do not disagree with EPA's comparison of the presented cleanup alternatives or with EPA's selection of a preferred alternative for cleanup of the site. We do, however, want to emphasize the need for close coordination and consultation in advance with us regarding construction timing, equipment utilized for remediation, and potential impacts to Tribal fishing in the area. These potential impacts are cumulative with the impacts related to the numerous other activities that will be simultaneously occurring in the same portion of the River, including the South Park Bridge project, and other sediment cleanups nearby (e.g., Boeing Plant 2). We, therefore, request an opportunity to meet soon with EPA and Jorgensen to discuss how to ensure that an adequate coordination program is developed and implemented in advance of finalizing details related to the cleanup, and how to ensure that appropriate construction methods and timing are utilized. This will be important to help assure that unnecessary impacts to Tribal fisheries in the area are avoided or minimized.

We look forward to an expeditious and adequate cleanup of the Duwamish River to protect its

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for Jorgensen Forge

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current and future uses. Thank you for the opportunity to comment on this very important activity. Please feel free to contact me at (253) 876-3130 to schedule additional meetings or with any questions or concerns.

Sincerely,

A handwritten signature in black ink, appearing to read "Glen R. St. Amant", with a long horizontal flourish extending to the right.

Glen R. St. Amant
Habitat Program Manager